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PATENT

Attorney Docket No. 22193-042700US

On August 19, 2004

TOWNSEND and TOWNSEND and CREW LLP
By: Dwight D. Johnson

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of:

Kenneth J. Mobley et al.

Application No. 09/828,283

Filed: April 5, 2001

For: Method For Hiding A Refresh In
A Pseudo-Static Memory

Customer No. 20350

Confirmation No. 6330

Examiner: Hong Chong Kim

Technology Center/Art Unit: 2186

REQUEST FOR REFUND

2004 AUG 25 PM 12:29

PATENT
TRADEMARK
DIVISION

Mail Stop 16
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

On June 17, 2004, applicant filed a Notice of Appeal authorizing the commissioner to charge the associated fee of \$440 to deposit account number 20-1430.

Applicant submitted a response to the office action dated February 17, 2004 on August 16, 2004 which erroneously included a 3-month petition for extension of time in the amount of \$950. Since the response to the office action was filed within two months of the Notice of Appeal, no extension of time fee was needed.

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PATENT PRACTICE
DIVISION

Application No. 09/828,283

PATENT

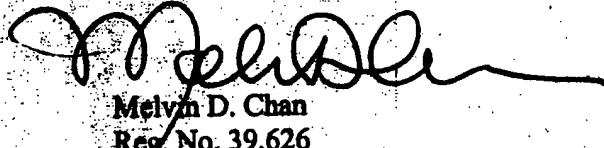
2004 AUG 25 PM 12: 29

Therefore, we are requesting a refund of the extension fee of \$950. A copy of the transmittal forms accompanying the Notice of Appeal dated June 17, 2004 and the amendment dated August 16, 2004 are enclosed showing payment of fees.

Since the petition for extension of time (3 months) was not necessary, we request a refund in the amount of \$950 be credited to deposit account number 20-1430.

If the examiner believes a telephone conference would be helpful, please telephone the undersigned at 650-326-2400, extension 5213.

Respectfully submitted,



Melvin D. Chan
Reg. No. 39,626

TOWNSEND and TOWNSEND and CREW LLP
Two Embarcadero Center, 8th Floor
San Francisco, California 94111-3834
Tel: (650) 326-2400
Fax: (650) 326-2422
MDC:km:mb
60286487 v1

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FEE TRANSMITTAL for FY 2004

Effective 10/01/2003. Patent fees are subject to annual revision.

Applicant claims small entity status. See 37 CFR 1.27

TOTAL AMOUNT OF PAYMENT (\$ 1506

Complete If Known

Application Number	09/828,283
Filing Date	April 5, 2001
First Named Inventor	Mobley, Kenneth J.
Examiner Name	Hong Chong Kim
Art Unit	2186
Attorney Docket No.	022193-042700US

METHOD OF PAYMENT (check all that apply)

Check Credit Card Money Order Other None
 Deposit Account:

Deposit Account Number **20-1430**

Deposit Account Name **Townsend and Townsend and Crew LLP**

The Director is authorized to: (check all that apply)

Charge fee(s) indicated below Credit any overpayments
 Charge any additional fee(s) or any underpayment of fee(s)
 Charge fee(s) indicated below, except for the filing fee to the above-identified deposit account.

FEE CALCULATION

1. BASIC FILING FEE

Large Entity	Small Entity	Fee Code (\$)	Fee Code (\$)	Fee Description	Fee Paid
1001 770	2001	385		Utility filing fee	
1002 340	2002	170		Design filing fee	
1003 530	2003	265		Plant filing fee	
1004 770	2004	385		Reissue filing fee	
1005 160	2005	80		Provisional filing fee	
SUBTOTAL (1)		(3)			

2. EXTRA CLAIM FEES FOR UTILITY AND REISSUE

Total Claims	Independent Claims	Multiple Dependent	Extra Claims	Fee from below	Fee Paid
31	-24** = 7		X\$18	-	\$126
8	-3** = 5		X\$86	-	\$430
			X		
Large Entity		Small Entity			
Fee Code (\$)	Fee Code (\$)	Fee Description			
1202 18	2202 9	Claims in excess of 20			
1201 88	2201 43	Independent claims in excess of 3			
1203 200	2203 145	Multiple dependent claim, if not paid			
1204 88	2204 43	** Reissue independent claims over original patent			
1205 18	2205 9	** Reissue claims in excess of 20 and over original patent			
SUBTOTAL (2)		(\$)558			

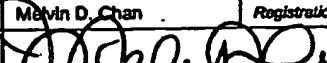
*or number previously paid, if greater; For Reissues, see above

FEE CALCULATION (continued)

3. ADDITIONAL FEES

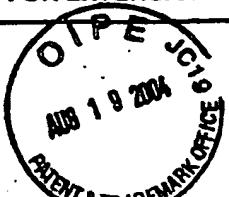
Large Entity	Small Entity	Fee Code	Fee (\$)	Fee Description	Fee Paid
1051	130	2051	65	Surcharge - late filing fee or oath	
1052	50	2052	25	Surcharge - late provisional filing fee or cover sheet	
1053	130	1053	130	Non-English specification	
1812	2,520	1812	2,520	For filing a request for reexamination	
1804	920*	1804	920*	Requesting publication of SIR prior to Examiner action	
1805	1,840*	1805	1,840*	Requesting publication of SIR after Examiner action	
1251	110	2251	55	Extension for reply within first month	
1252	420	2252	210	Extension for reply within second month	
1253	950	2253	475	Extension for reply within third month	550
1254	1,480	2254	740	Extension for reply within fourth month	
1255	2,010	2255	1,005	Extension for reply within fifth month	
1401	330	2401	185	Notice of Appeal	
1402	330	2402	185	Filing a brief in support of an appeal	
1403	290	2403	145	Request for oral hearing	
1451	1,510	1451	1,510	Petition to institute a public use proceeding	
1452	110	2452	55	Petition to revive - unavoidable	
1453	1,330	2453	665	Petition to revive - unintentional	
1501	1,330	2501	665	Utility issue fee (or reissue)	
1502	480	2502	240	Design issue fee	
1503	640	2503	320	Plant issue fee	
1460	130	1460	130	Petitions to the Commissioner	
1807	50	1807	50	Petitions related to provisional applications	
1808	180	1808	180	Submission of Information Disclosure Stmt	
8021	40	8021	40	Recording each patent assignment per property (times number of properties)	
1809	770	2809	385	Filing a submission after final rejection (37 CFR § 1.129(a))	
1810	770	2810	385	For each additional invention to be examined (37 CFR § 1.129(b))	
1801	770	2801	385	Request for Continued Examination (RCE)	
1802	900	1802	900	Request for expedited examination of a design application	
Other fee (specify)					
*Reduced by Basic Filing Fee Paid		SUBTOTAL (3)		(\$)950	

Complete If Known

SUBMITTED BY	Complete If Known		
Name (Print/Type)	Malvin D. Chan	Registration No. (Attorney/Agent)	39,626
Signature		Telephone	650-326-2400
		Date	August 16, 2004

WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.

PETITION FOR EXTENSION OF TIME UNDER 37 CFR 1.136(a)

Docket Number (Optional)
022193-047200US

In re Application of Kenneth J. Mobley

Application Number 09/828,283 Filed April 6, 2001

For METHOD FOR HIDING A REFRESH IN A PSEUDO-STATIC MEMORY

Art Unit 2186 Examiner Hong Chong Kim

This is a request under the provisions of 37 CFR 1.136(a) to extend the period for filing a reply in the above identified application.

The requested extension and appropriate non-small-entity fee are as follows (check time period desired):

<input type="checkbox"/> One month (37 CFR 1.17(a)(1))	\$
<input type="checkbox"/> Two months (37 CFR 1.17(a)(2))	\$
<input checked="" type="checkbox"/> Three months (37 CFR 1.17(a)(3))	\$950
<input type="checkbox"/> Four months (37 CFR 1.17(a)(4))	\$
<input type="checkbox"/> Five months (37 CFR 1.17(a)(5))	\$
<input type="checkbox"/> Applicant claims small entity status. See 37 CFR 1.27. Therefore, the fee amount shown above is reduced by one-half, and the resulting fee is: \$.	
<input type="checkbox"/> A check in the amount of the fee is enclosed.	
<input type="checkbox"/> Payment by credit card. Form PTO-2038 is attached.	
<input type="checkbox"/> The Director has already been authorized to charge fees in this application to a Deposit Account.	
<input checked="" type="checkbox"/> The Director is hereby authorized to charge any fees which may be required, or credit any overpayment, to Deposit Account Number 20-1430.	

I have enclosed a duplicate copy of this sheet.

I am the applicant/inventor.

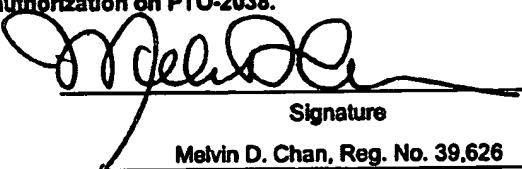
<input type="checkbox"/> assignee of record of the entire interest. See 37 CFR 3.71 Statement under 37 CFR 3.73(b) is enclosed. (Form PTO/SB/96).	
<input checked="" type="checkbox"/> attorney or agent of record.. Registration Number 39,626	
<input type="checkbox"/> attorney or agent under 37 CFR 1.34(a).	

Registration number if acting under 37 CFR 1.34(a). _____.

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August 16, 2004

Date



Signature

Melvin D. Chan, Reg. No. 39,626

Typed or printed name

NOTE: Signatures of all the inventors or assignees of record of the entire interest or their representative(s) are required. Submit multiple forms if more than one signature is required, see below.

*Total of: forms are submitted.

60285088 v1
08/19/2004 HDEMESS1 00000063 201430 09828283

01 FC:1253 950.00 DA

Adjustment date: 09/30/2004 SDIRETAA1
08/19/2004 HDEMESS1 00000063 201430 09828283
01 FC:1253 950.00 CR